

ZB# 68-1

**Church of Jesus Christ of
Latter Day Saints**

(no SBL given)

68-1

3-29

68-29

Church of Jesus Christ of Latter Day Saints.

PUBLIC NOTICE OF HEARING BEFORE THE ZONING BOARD OF APPEALS
 PLEASE TAKE NOTICE that the Zoning Board of Appeals of the Town of New Windsor, New York will hold a public hearing pursuant to Section 48-6 (4-a) of the Zoning Ordinance to permit construction of a Request of Church of Jesus Christ of Latter-Day Saints for a conditional use of the regulations of the zoning ordinance to permit construction of a Chapel, being a conditional use of Article III, Section 48-6 (4-a) for property owned by him situated as follows:
 At the end of Lannis Avenue, Town of New Windsor.
 SAID HEARING will take place on the 18th of March, 1969, at the Town Hall, beginning at 7:30 o'clock P.M.
 MRS. LOUIS BUDNEY
 Mar. 8

**State of New York
 County of Orange, ss:**

Hugh V. Nocton , being duly sworn deposes and says that he isPrincipal Clerk..... of Newburgh-Beacon News Co., Inc., Publisher of The Evening News, a daily newspaper published and of general circulation in the Counties of Orange and Dutchess, and that the notice of which the annexed is a true copy was published

One Time

 in said newspaper, commencing on the 8th day of March A.D., 19 68 , and ending on the 8th day of March A.D., 1968

Subscribed and sworn to before me this
 8th March 19 68
 day of 19.....

[Handwritten signature of Hugh V. Nocton]
[Handwritten signature of Notary Public]

.....
Notary Public of the State of New York, County of Orange.
MY COMMISSION EXPIRES MARCH 30, 1969



Adopted: 12/20/65

APPLICATION FOR CONDITIONAL USE

APPLICATION NO:

DATE: FEB 28 1968

TO THE ZONING BOARD OF APPEALS OF THE TOWN OF NEW WINDSOR, NEW YORK

I (We) THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS

9 R. FELD, DOUGLASS HILLS RD. NEWBURGH.
(Municipality)

(Street & number)

NEW YORK
(State)

HEREBY MAKE

APPLICATION TO THE ZONING BOARD OF APPEALS OF THE TOWN OF NEW WINDSOR
FOR THE USE OF:

A. LOCATION OF THE PROPERTY: DEAD END OF LANNIS AVE.

USE DISTRICT OF ZONING MAP.

B. PROVISIONS OF THE ZONING ORDINANCE APPLICABLE. (Indicate the Article, section, sub-section and paragraph of the Zoning Ordinance applicable. Do not quote the ordinance).

C. NOTE: NECESSARY FINDINGS: The Zoning Board of Appeals must find all of the following to apply.

1. The requested use will not create conditions different from existing uses in the area because:

CHURCH ACTIVITIES ARE COMPLEMENTARY TO THE
EXISTING RESIDENTIAL USE OF THE AREA.

2. Such use will not cause congestion around entrance or exit because:

OFF STREET PARKING WILL BE PROVIDED
FOR AUTOMOBILES

3. Such use will not create traffic hazards because:

ALL TRAFFIC WILL BE AUTOMOBILES TRAVELING TO
AND FROM CHURCH ACTIVITIES

4. Such use will not be the cause of giving off noxious gases, odors, smoke or soot because: _____

THE ONLY USE OF THE PROPERTY IS FOR CHURCH ACTIVITIES

5. Such use will not cause disturbing emission of electrical discharges, dust, light, vibration noise or radioactivity because of: _____

THE ONLY USE OF THE PROPERTY IS FOR CHURCH ACTIVITIES

6. Such use will not change the character of the neighborhood because: _____

CHURCH ACTIVITIES AND ARCHITECTURE ARE COMPLEMENTARY
TO THE EXISTING RESIDENTIAL USE OF THE AREA

- D. DESCRIBE IN DETAIL HOW PROPERTY IS TO BE USED: FOR THE CONSTRUCTION
OF A CHURCH MEETINGHOUSE WITH A SEATING CAPACITY OF
240 PERSONS AND ACCOMPANYING OFF STREET PARKING FOR
AUTOMOBILES

(Use separate sheet of paper if necessary)

- E. SUBMIT IN DUPLICATE

1. Plot Plan
2. Description of Building
3. Picture of site, including adjacent property.

- F. APPLICATION TO BE ACCOMPANIED BY A CHECK - Payable to Town Comptroller in the amount of \$10.00. Application to be returned to: New Windsor Zoning Board of Appeals, Town Hall, New Windsor, N. Y. 12550.

STATE OF NEW YORK)
COUNTY OF ORANGE) SS:

Sworn to this 4th day of March 1968.

Charles F. Winchell
(Notary Public)

Ed M. Fuld, Branch President
(Petitioner's Signature)

CHARLES F. WINCHELL
Notary Public, State of New York
Residing in Orange County, N. Y.
My commission expires March 30th 1968

DO NOT WRITE IN THIS SPACE

Application No. _____
Date of Hearing 3/18/68
Date of Decision 3/18/68
Decision: _____

Date Received 2/28/68
Notice Published 3/8/68

Application denied. (6-0 roll call vote.)

Names	Addresses
Marguerite Tauriello	10 Lannis Ave
Nicholas Tauriello	10 Lannis Ave
Mr. Peter J. Tormal	Klamath Ave.
Mary Tauriel	3 Lannis Ave
Annabelle L. Reed	18 Lannis Ave
Edward J. Krizinsky	309 Windsor Highway
Ken Schmitt	Windsor Hwy.
George Stengler	R.F.D. no. 4 Newburgh
L. W. Smith	16 Mark St
J. Fieldy	13 Lannis Ave
W. Bludman	2 Lannis Ave
Helen Bludman	2 Lannis Ave
Shen Isaac	Lannis Ave.
Lucy Smith	16 Mark St.
Minnes Marketto	12 Lannis Ave
Loretta Marshall	10 Mark St.
Harold Isaac	14 Lannis Ave
J. F. Anderson	6 Mark St
Stephen Donato Jr	15 Lannis Ave.

Marydne Lane

Marlignat Mc Coy

Robert J. McCoy

Larry J. Jones

James J. Reque

Robert M. Hess

Thomas McManus

Richard Bakker

Peter Bakker

John A. Craig

Morris Budd

Angelo Zozzi

Joseph Harris

Willow Lane

5 Lannis Ave

5 Lannis Ave.

Willow Lane

17 Lannis Ave.

9 Lannis Ave

11 Lannis Ave.

20 Lannis Ave.

20 Lannis Ave.

22 Lannis Ave.

16 Lannis Ave

Mark St.

32 Continental Dr.

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Norman B. Green

Evelyn M. Green

Kenneth Gould

Thomas J. Come

Leonard L. Cozza

12 Mark St.

12 Mark St.

7 Mark St.

5 Mark St.

30 Continental Dr.

Edward F. North 1 Letter One New Windsor
Edward F. North 1 Letter One New Windsor

Alfred F. Cavalari
ATTORNEY AT LAW
P. O. Box 276
VAILS GATE, NEW YORK 12584
TELEPHONE AREA CODE 914 JO 1-5969

March 15, 1968

Mr. Robert Fields,
Church of Jesus Christ of
Latter-Day Saints,
Newburgh, N.Y.

Re: Zoning Hearing, Town
of New Windsor

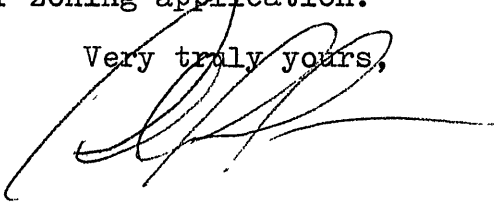
Dear Bob:

I am enclosing herewith
copy of notice sent to all property
owners within 500 feet of the Lannis
Avenue site relative to the hearing
to be held on March 18, 1968.

I also enclose registered
mail receipts for every home-owner ex-
cept Mr. & Mrs. Burton Lincol, 24 Continen-
tal Drive, New Windsor.

Mr. and Mrs. Lincoln sold
their property to Everett Greiner and
Ashton Rowell and I personally delivered
the notice to them. In addition, they told
me they have no objections to impose. I am
sure that this information will satisfy the
zoning board as to the Lincoln property, and
suggest that you submit the original of this
letter with your zoning application.

Very truly yours,



/gw

Encl:

March 14, 1968

Theodore Marsden, Supervisor
Town of New Windsor
244 Union Avenue
New Windsor, New York 12550

Dear Mr. Marsden:

As Homeowners, Taxpayors and residents of LANNIS AVENUE, we strenuously object to the Zoning Board of Appeals granting a use permit to the CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS.

Our neighborhood has been exclusively one-family residents located on a dead-end street, and any change would have a detrimental effect on our property values, and increase the flow of traffic, particularly on weekends when children are at play in and about the street.

Attached is a Petition of your taxpayers and constituents who are opposed to granting the permit.

We trust that you will seriously intervene for us.

Respectfully submitted,

THE HOMEOWNERS OF LANNIS AVENUE
AND SURROUNDING AREA

WE, the undersigned, being residents and taxpayers of the Town of New Windsor, oppose the granting of a permit to the CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS to permit construction of a Chapel for the following reasons:

1. The proposed use will not be in harmony with the orderly development of the district.
2. The district, being RB zone, is primarily, and the area of Lannis Avenue is exclusively, one family single residences. Lannis Avenue is a dead-end street, and therefore, generates only the traffic necessary to its residents.
3. To build a chapel, where proposed would necessarily increase traffic and thereby create an additional hazard to the safety and health of residents of Lannis Avenue. It would create additional noise and traffic flow on Sundays and other days of the week.
4. The effect of this will be detrimental to the values of the homes already on Lannis Avenue since the unique residential character and dead-end street will be changed and, therefore, less attractive to prospective purchasers.
5. The proposed use will not benefit the Town, will not produce any assessable tax, but will result merely in the increase in cost of services and maintenance for the Town.
6. Traffic Flow and vehicular traffic will of necessity be increased on a day when it will most present a hazard to children, and will be incongruous with a purely residential neighborhood.
7. Where other areas of the Town are available and more commercial, a purely residential neighborhood should not be sacrificed. One of the more heavily trafficked roads, such as Route 94, 32 or 9W would be a more ideal site for a Church.
8. The main benefit to such a Church would be to members who lived in areas other than the Town of New Windsor.

WITNESS

NAME

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WITNESS

~~Minnie Marketto~~
Minnie Marketto
Minnie Marketto
Paul Budd
Minnie Marketto
Marguerite Tauriello
Nick Tauriello

NAME

~~Paul Budd~~
Elizabeth Donato
Mavis Budd
Brydger McManus
Thomas McManus
Nick Tauriello
Marguerite Tauriello

WITNESS

NAME

Minnie Marketto	Annabelle L. Reed
Minnie Marketto	Mr Richard Bakker
Minnie Marketto	Mrs Ruth Bakker
Minnie Marketto	John A. Craig
Minnie Marketto	Mary E. Craig
Minnie Marketto	James J. Argue
Minnie Marketto	Sarah J. Argue
Minnie Marketto	Madelyn C. Donato
Minnie Marketto	Henry J. Donato
Minnie Marketto	Maileyn D. McCoy
Minnie Marketto	Esther L. Walther
Minnie Marketto	Edward J. Walther
Minnie Marketto	Helen Bladenman
Minnie Marketto	William Bladenman
Joseph G. Marketto	Joseph G. Marketto
Minnie Marketto	Minnie Marketto
Isaac Isaac	Isaac & Fielding
Harold Isaac	Harold Isaac
Isaac Isaac	Isaac Isaac
Isaac Isaac	Peter J. Fornal
Isaac Isaac	Mary J. Fornal
Isaac Isaac	Robert E. Fornal

Minnie Marketto	Annabelle L. Reed
Minnie Marketto	Mr Richard Bakker
Minnie Marketto	Mrs Ruth Bakker
Minnie Marketto	John A. Craig
Minnie Marketto	Mary E. Craig
Minnie Marketto	James J. Argue
Minnie Marketto	Sarah J. Argue
Minnie Marketto	Madelyn E. Donato
Minnie Marketto	Henry J. Donato
Minnie Marketto	Harriet H. McCay
Minnie Marketto	Esther L. Walther
Minnie Marketto	Edward J. Matthe
Minnie Marketto	Helen Bladman
Minnie Marketto	William Bladman
Joseph G. Marketto	Joseph G. Marketto
Minnie Marketto	Minnie Marketto
Isaac Isaac	Isaac & Fielding
Harold Isaac	Harold Isaac
Isaac Isaac	Isaac Isaac
Isaac Isaac	Peter J. Fornal
Isaac Isaac	Mary J. Fornal
Isaac Isaac	Robert E. Fornal
Isaac Isaac	Bertie K. Karpoff
Isaac Isaac	Margaret E. Mulno
Isaac Isaac	Lester F. Mulno
Isaac Isaac	Catherine J. Harbrecht
Isaac Isaac	Robert P. McCoy
Isaac Isaac	Robert M. Hese

WITNESS

NAMES

John Isaacs
 John Isaacs
 John Isaacs
 John Isaacs
 John Isaacs
 John Isaacs

Robert M. Hess
 Robert M. Hess

Rosalie McDermatt
~~Joseph P. McDermott~~
 Robert M. Hess
 Robert M. Hess
 Robert M. Hess

Robert M. Hess
 Robert M. Hess
 Robert M. Hess
 Robert M. Hess
 Robert M. Hess
 Robert M. Hess
 Robert M. Hess
 Robert M. Hess
 Robert M. Hess

Loretta Marshall
 Evelyn Green
 Gorman B. Green
 Eueyn Smith
 Lester W. Smith
 Stephen G. Donato Jr.

William J. Richard
 Charlotte Richard
 Joseph P. McDermott
 Rosalie McDermatt
 Jean Phipps
 Raymond E. Hyman
 Geraldine S. Gould
 Kenneth R. Gould
 Morton Poppe
 Thelma H. Poppe
 Thomas J. Bowe
 Mary J. Bowe
 Angelo Zazzi
 Regino Zazzi
 J. F. Henderson
 Katherine Henderson
 Jean Hess

We, the undersigned residents and taxpayers of the Town of New Windsor all of whom reside on Lannis Avenue have not received any formal notification by mail or otherwise of the public hearing to grant the conditional permit to the Church of Jesus Christ of Latter-Day Saints, and would be unaware of the holding of the meeting had we not been informed by our neighbors.

NAME	ADDRESS
William Blenderman Helen Blenderman	Lannis Avenue
Edward Walther Esther Walter	Lannis Avenue
Peter Fornal Mary Fornal Bobby Fornal	Lannis Avenue
Nicholas Tauriello Mary Tauriello	Lannis Avenue
Joseph Marketto Minnie Marketto	Lannis Avenue
Thomas Mc Manus Bridget McManus	Lannis Avenue
Robert Hess Joan Hess	Lannis Avenue
Henry Donato Madelyn Donato	Lannis Avenue
Robert McCoy Marilyn McCoy	Lannis Avenue

The original signed copy is in the hands of
Supervisor, Theodore Marsden.

WE, the undersigned, residents and taxpayers of the TOWN OF NEW WINDSOR, all of whom reside on LANNIS AVENUE, have not received any formal notification by mail or otherwise of the Public Hearing to grant the conditional permit to the CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, and would be unaware of the holding of the meeting, had we not been informed by our neighbors.

NAME	ADDRESS
Minnie Marketto	12- Lannis Avenue
Peter L. Lornal	6 Lannis Ave.
Mary J. Lornal	6 " "
Robert P. McCoy	5 Lannis Ave.
Robert M. Hess	9 Lannis Ave.
Joseph B. Marketto	12- Lannis Ave.
Donald H. McCoy	5 Lannis Ave.
Edward J. Walther	4 Lannis Ave.
Esther S. Walther	4 Lannis Ave.
William Blundum	2 " "
Nicholas Tauriello	10 Lannis Ave.
Marguerite Tauriello	10 Lannis Ave.
Marilyn T. Donato	7 Lannis Ave.
Henry Donato	" " "
Joan Hess	9 Lannis Ave.
Thomas McManus	11 Lannis Ave.
Bragg McManus	11 Lannis Ave.

March 18, 1968

Given
By Joseph. Harris

Madam Chairman:

Due to prior commitments we are unable to attend tonight's public hearing of the Zoning Board of Appeals concerning the conditional use of Article III Section 48-6 by the Church of Jesus Christ of Latter-day Saints. Property to be used at the end of Lannis Avenue.

We are opposed to any change in the Zoning Ordinance permitting this use of the property.

Yours Truly,
Mr. & Mrs. Michael Amorelli
34 Continental Ave.
New Windsor, N. Y.



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